

IN THE CLAIMS

Please amend the claims to read as follows:

Listing of Claims

1-16. (Canceled).

17. (Currently Amended) A base station apparatus comprising:

a receiving section that receives information of the reception quality of a control channel signal measured at a communication terminal apparatus;

a deciding section that decides a modulation system and coding system that can be used for a data channel signal per communication terminal apparatus based on the information of the reception quality of said control channel signal and variable transmit power values of the control channel and the data channel signal at the base station apparatus; and

a transmitting section that transmits the data channel signal according to the modulation system and coding system decided by the deciding section.

18. (Previously Presented) A communication terminal apparatus communicating with the base station apparatus according to claim 17, comprising:

a measuring section that measures the reception quality of said control channel signal sent from said base station apparatus; and

a transmitting section that transmits information of the measured reception quality of said control channel signal to said base station apparatus.

19. (Currently Amended) A communication terminal apparatus comprising:

a measuring section that measures the reception quality of a control channel signal sent from a base station apparatus;

an estimating section that estimates the reception quality of a data channel signal based on the reception quality of said control channel signal and transmit power value information comprising information of variable transmit power values of the control channel signal and data channel signal sent from said base station apparatus; and

a transmitting section that transmits information of the estimated reception quality of the data channel signal to said base station apparatus.

20. (Previously Presented) The communication terminal apparatus according to claim 19, further comprising:

a selecting section that selects a target base station apparatus with good estimated reception quality of the data channel signal from among a plurality of base station apparatuses as the request destination of the data channel signal, wherein:

said transmitting section transmits the information of the estimated reception quality of the data channel signal to said target base station apparatus.

21. (Previously Presented) A base station apparatus communicating with the communication terminal apparatus according to claim 19, wherein said base station apparatus comprises:

a deciding section that decides a modulation system and coding system using the information of the reception quality of the data channel signal estimated at said communication terminal apparatus; and

a transmitting section that transmits the data channel signal according to the modulation system and coding system decided by the deciding section.

22. (Currently Amended) A communication terminal apparatus comprising:

a measuring section that measures the reception quality of a control channel signal sent from a base station apparatus;

an estimating section that estimates the reception quality of the data channel signal at the communication terminal apparatus based on the reception quality of said control channel signal and transmit power value information comprising information of variable transmit power values of the control channel signal and data channel signal sent from said base station apparatus;

a deciding section that decides a modulation system and coding system to be used for the data channel signal using the estimated reception quality of the data channel signal; and

a transmitting section that transmits information of the modulation system and coding system decided by the deciding section to the base station apparatus.

23. (Previously Presented) The communication terminal apparatus according to claim 22, further comprising:

a selecting section that selects a target base station apparatus with good estimated reception quality of the data channel signal from among a plurality of base station apparatuses as the request destination of the data channel signal, wherein:

said transmitting section transmits information of the modulation system and coding system used for the data channel signal decided using the estimated reception quality of the data channel signal of said target base station apparatus to said target base station apparatus.

24. (Previously Presented) A base station apparatus communicating with the communication terminal apparatus according to claim 22, comprising:

a receiving section that receives the information of said modulation system and coding system sent from said communication terminal apparatus; and

a transmitting section that transmits the data channel signal in said modulation system and coding system.

25. (Currently Amended) A communication method comprising:
in a base station apparatus,

receiving information of the reception quality of a control channel signal measured at a communication terminal apparatus;

deciding a modulation system and coding system that can be used for a data channel signal per communication terminal apparatus based on the received information of the reception quality of said control channel signal and variable transmit

power values of the control channel signal and the data channel signal at the base station apparatus; and

transmitting the data channel signal according to the decided modulation system and coding system.

26. (Currently Amended) A communication method comprising:
measuring at a communication terminal apparatus the reception quality of a control channel signal;

estimating at the communication terminal apparatus the reception quality of a data channel signal based on the measured reception quality of said control channel signal and information of variable transmit power values of the control channel signal and the data channel signal at the base station apparatus;

receiving at the base station apparatus information of the estimated reception quality of the data channel signal at the communication terminal apparatus;

deciding a modulation system and coding system using the information of the reception quality of the data channel signal at the communication terminal apparatus received at the base station apparatus; and

transmitting at the base station apparatus the data channel signal according to the modulation system and coding system decided using the received information of the reception quality

of the data channel signal at the communication terminal apparatus.

27. (Currently Amended) A communication method comprising:
measuring at a communication terminal apparatus the
reception quality of a control channel signal;

estimating at the communication terminal apparatus the
reception quality of a data channel signal based on the measured
reception quality of said control channel signal and information
of variable transmit power values of the control channel signal
and the data channel signal at the base station apparatus;

deciding at the communication terminal apparatus a
modulation system and coding system to be used for the data
channel signal using the estimated reception quality of the data
channel signal at the communication terminal apparatus;

receiving at the base station apparatus information of the
decided modulation system and coding system; and

transmitting at the base station apparatus the data channel
signal according to said modulation system and coding system.